

12/12/05 - (3)

THE COMMONWEALTH OF MASSACHUSETTS

FISCAL YEAR 2005

Town of Acton

Sewer Commissioner's Use Only

Date Received

Application No.

APPLICATION FOR ABATEMENT OF SEWER BETTERMENT ASSESSMENT

General Laws Chapter 83, Section 28, and Chapter 80, Section 5

THIS APPLICATION IS NOT OPEN TO PUBLIC INSPECTION

Must be filed with Board of Sewer Commissioners by December 15, 2005

1. INFORMATION:

A. Name(s) of Assessed Owner: Tatiana Berchalone

B. Name(s) and Status of Applicant (if other than Assessed Owner): _____

☐ Subsequent Owner (Acquired Title After January 1 on _____ 20____).

☐ Administrator / Executor

☐ Mortgagee

☐ Lessee

☐ Other. Specify: _____

C. Mailing Address and Telephone No.:

11 Central St. Acton, Ma. (978) 264-9041
Address Tel. No.

D. Social Security/Taxpayer ID No.: 058-30-0776 E. Amounts and Dates of Betterment Payments: _____

2. PROPERTY IDENTIFICATION: Complete using information as it appears on Betterment Assessment bill.

A. Bill No.: _____ B. Units Assessed 1

C. Location:

11 CENTRAL ST. ACTON 01120
No. Street Zip

D. Description: _____

Parcel Identification No. (Map-Block-Lot) _____ Land Area _____ Class _____

3. REASON(S) ABATEMENT SOUGHT: Explain the relief being sought and reason(s) an abatement is warranted. Continue explanation on attachment if necessary.

☒ Number of Sewer Betterment Units Assessed

Applicant's Opinion of Correct Number of Sewer Betterment Units to be Assessed: _____

Reason(s) Financial hardship. Sewer connection cannot be made, house on central st only frontage of trees on Rt. 27. I am 68 retired and have a disability (heukenia)

4. SIGNATURES:

SUBSCRIBED THIS 8 DAY OF October 2005 UNDER PENALTIES OF PERJURY.

SIGNATURE OF APPLICANT Tatiana Berchalone

IF NOT AN INDIVIDUAL, SIGNATURE OF AUTHORIZED OFFICER _____

Title

(Print or Type) Name

Address

Tel. No.

IF SIGNED BY AGENT, ATTACH COPY OF WRITTEN AUTHORIZATION TO SIGN ON BEHALF OF TAXPAYER.

FILING OF THIS APPLICATION DOES NOT STAY THE COLLECTION OF YOUR BETTERMENT. TO AVOID LOSS OF APPEAL RIGHT OR ADDITION OF INTEREST AND OTHER COLLECTION CHARGES, THE BETTERMENT SHOULD BE PAID AS ASSESSED. TAXPAYER INFORMATION ABOUT ABATEMENT PROCEDURE

A. REASONS FOR AN ABATEMENT. An abatement is a reduction in the tax assessed on your property for the fiscal year. TO DISPUTE YOUR VALUATION OR ASSESSMENT OR TO CORRECT ANY OTHER BILLING PROBLEM OR ERROR THAT CAUSED YOUR TAX BILL TO BE HIGHER THAN IT SHOULD BE, YOU MUST APPLY FOR AN ABATEMENT.

You may apply for an abatement if your property is: 1) overvalued (assessed value is more than fair cash value on January 1 for any reason, including clerical and data processing errors or assessment of property that is non-existent or not taxable to you), 2) disproportionately assessed in comparison with other properties, 3) classified incorrectly as residential, open space, commercial or industrial real property, or 4) partially or fully exempt.

B. WHO MAY FILE AN APPLICATION. You may file an application if you are: 1) the assessed or subsequent (acquiring title after January 1) owner of the property, 2) the owner's administrator or executor, 3) a tenant paying rent who is obligated to pay more than one-half of the tax, 4) a person owning or having an interest in or possession of the property, or 5) a mortgagee if the assessed owner has not applied. In some cases, you must pay all or a portion of the tax before you can file.

C. WHEN AND WHERE APPLICATION MUST BE FILED. Your application must be filed with the Board of Assessors by October 1 or 30 days after the actual tax bills were mailed for the fiscal year, whichever is later, unless you are a mortgagee. If so, your application must be filed between September 20 and October 1. Actual tax bills are those issued after the tax rate is set. Applications filed for omitted, revised or reassessed taxes must be filed within three months of the date the bill for those taxes was mailed. THESE DEADLINES CANNOT BE EXTENDED OR WAIVED BY THE ASSESSORS FOR ANY REASON. IF YOUR APPLICATION IS NOT TIMELY FILED, YOU LOSE ALL RIGHTS TO AN ABATEMENT AND THE ASSESSORS CANNOT BY LAW GRANT YOU ONE. AN APPLICATION IS FILED WHEN RECEIVED BY THE ASSESSORS.

D. PAYMENT OF TAX. Filing an application does not stay the collection of your taxes. In some cases you must pay the tax when due to appeal the assessors' disposition of your application. Failure to pay the assessed tax when due may also subject you to interest charges and collection action. To avoid any loss of rights or additional charges, you should pay the tax as assessed. If an abatement is granted and you have already paid the entire year's tax as abated, you will receive a refund.

E. ASSESSORS' DISPOSITION. Upon applying for an abatement, you may be asked to provide the assessors with written information about the property and to permit them to inspect it. Failure to provide the information or permit an inspection within 30 days of the request may result in the loss of your appeal rights.

The assessors have 3 months from the date your application is filed to act on it unless you agree in writing before that period expires to extend it for a specific time. If the assessors do not act on your application within the original (or extended) period, it is deemed denied. You will be notified in writing whether an abatement has been granted or denied.

F. APPEAL. You may appeal the disposition of your application. The disposition notice will provide you with further information about the appeal procedure and deadline.

DISPOSITION OF APPLICATION (Sewer Commissioners' Use Only)

PROPERTY INFORMATION:

ID Number: _____

Date Sent: _____

On-Site Inspection: _____ By: _____

Date Received: _____

Date(s): _____

COMMENTS: _____

ABATEMENT GRANTED:

Date Voted: _____

Abatement Allowed: _____ Abatement Allowed: _____

Certificate No.: _____ Date Cert. Sent: _____

ABATEMENT DENIED:

Date Voted: _____

Date Deemed Denied: _____

Date Notice Sent: _____

Board of Assessors

Certificate No. _____
Application No. _____

APPLICATION FOR ABATEMENT OF

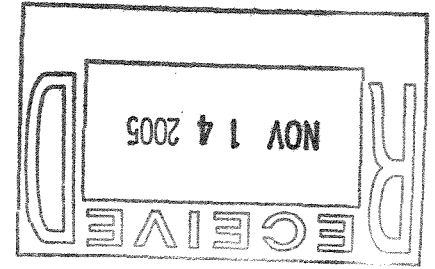
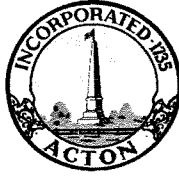
☐ SEWER BETTERMENT

Applicant

Address

Property Location

Property Identification



ACTON BOARD OF HEALTH

Douglas Halley
Health Director

472 Main Street
Acton, MA 01720

Telephone 978-264-9634
Fax 978-264-9630

November 10, 2005

Tatiana Benharbone
11 Central Street
Acton, MA 01720

Dear Ms. Benharbone:

The Sewer Commissioners regretfully has postponed your hearing date from November 14th to December 12th at 7:45 P.M. in the Faulkner Room at the Town Hall. The postponement is due to the Commissioners heavy schedule and there desire to give you adequate time before them. At the hearing ten minutes will be set aside for you to present your case and five minutes for any questions regarding your application.

Your application and supporting documentation will be in the possession of the Commissioners during the hearing. You do not need to bring any additional copies of those documents. However, if there is any additional documents other than those previously submitted please bring nine copies for distribution at the hearing.

Should you have any questions regarding the abatement hearing or the schedule please contact me at (978) 264-9634.

Sincerely,

Doug Halley
Health Director

Cc: Town Manager